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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

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UNITED STATES OF AMERICA

*versus*

TODD ARNOLD

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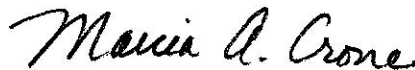
CASE NO. 1:06-CR-71

**MEMORANDUM ORDER ADOPTING REPORT AND RECOMMENDATION**

The Court referred this matter to the Honorable Keith F. Giblin, United States Magistrate Judge, for consideration of pretrial motions and proceedings. Judge Giblin submitted a report and recommendation on the Defendant's motion to vacate (#25) and motion for judicial notice (#32). He recommended that the Court deny the motions.

To date, the parties have not objected to Judge Giblin's report. The Court accepts his findings of fact and recommendation. The Court **ORDERS** that the report and recommendation (#34) of the United States Magistrate Judge is **ADOPTED**. Defendant's motion to vacate (#25) and motion for judicial notice (#32) are accordingly **DENIED**.

SIGNED at Beaumont, Texas, this 5th day of February, 2008.



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MARCIA A. CRONE  
UNITED STATES DISTRICT JUDGE